

**In the United States District Court for the
District of Minnesota**

Mayo Clinic, a Minnesota
Corporation, on its own
behalf and as successor in
interest to Mayo Foundation,

Civ. No. 16-cv-03113-JNE-KMM

Plaintiff,

v.

United States of America,

Defendant.

Index of Exhibits to United States' Summary-Judgment Motion

ECF Exhibits

No.	Exhibit	Admissibility	Declarant
1	Grab and Go History Presentation	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken
2	J. Noseworthy, S. Weis, and S. Plutowski, <i>The Mayo Clinic in the 21st Century: Reinventing a Healthcare Icon</i> , BREAKTHROUGH: FROM INNOVATION TO IMPACT, 292 (Owls Found. Ed. 2016)	Book obtained by counsel from Amazon.com; <i>see</i> FRE 901(a), 801(d)	Weidler
3	N. Larusso, B. Spurrier, and G. Farrugia, THINK BIG, START SMALL, MOVE FAST: A BLUEPRINT FOR TRANSFORMATION FROM THE MAYO CLINIC CENTER FOR INNOVATION (McGraw Hill Edu. 2015)	Book obtained by counsel from Amazon.com; <i>see</i> FRE 901(a), 801(d)	Weidler
4	<i>Mayo Clinic Sesquicentennial Commemorative: 150 Years of Serving Humanity—Through Hope and Healing</i> (2014)	Periodical; <i>see</i> FRE 902(6)	N/A
5	B. Fye, <i>The Origins and Evolution of the Mayo Clinic from 1864 to 1939: A Minnesota Family Practice Becomes and International "Medical Mecca,"</i> 84 Bull. Hist. Med. 323 (2010)	Periodical; <i>see</i> FRE 902(6)	N/A
6	Christopher J. Boes, <i>et al.</i> , <i>The Founding of the Mayo School of Graduate Medical Education</i> , Mayo Clinic Proceedings, Feb. 2015, 252 (Feb. 2015)	Periodical; <i>see</i> FRE 902(6)	N/A
7	Quotations from the Doctors Mayo	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken
8	Investor Presentation – Series 2012 Bonds (March 2012)	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
9	S. Pruthi, J. Noseworthy, J. Bolton <i>et al.</i> , <i>Vision, mission, and values: From concept to execution at Mayo Clinic</i> , 2 Patient Experience Journal, Issue 2, Art. 21, 168 (2015)	Periodical; <i>see</i> FRE 902(6)	N/A
10	M. Dacy, <i>Logo Logic: What do those shields mean?</i>	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken
11	Excerpt of Transcript of 30(b)(6) Deposition Testimony of Mayo Clinic taken through its Representative, Mark A. Warner, M.D., July 18, 2018	FRCP 56(c)(1)	Weidler
12	J. Noseworthy <i>et al.</i> , <i>Mayo Clinic: The Unparalleled Patient Experience</i> (the "2020 Report")	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
13	Technical Advice Request - Statement of Issue and Facts (April 16, 2010)	FRCP 56(c)(1)	Fager
14	IRS Form 1023, Mayo Foundation 2000, May 3, 1999	FRCP 56(c)(1)	Fager
15	Companion Book to Ken Burns' new documentary, 'The Mayo Clinic: Faith – Hope – Science, ' now available	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken

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16	The Mayo Clinic- Faith- Hope- Science (Screenshot)	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken
17	R. Hertzlinger, R. Huckman, and J. Lesser, <i>Mayo Clinic: The 2020 Initiative</i> , Harvard Business School Case Study 9-615-027 (rev. Mar. 10, 2016)	Periodical; <i>see</i> FRE 902(6)	N/A
18	Community Engagement	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken
19	Mayo Clinic Community Contributions Program in Rochester	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken
20	Mayo Clinic Community Grant Program Florida Campus 2019 Cycle	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken
21	Work With Us - Mayo Clinic Community Contributions Program in Florida	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken
22	Work With Us - Mayo Clinic Community Contributions Program in Rochester	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken
23	Mayo Clinic Community Relations Program Priorities, Processes, and Instructions	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken
24	Mayo Clinic Facebook page	Obtained from Facebook.com; <i>see</i> FRE 801(d)	Reinken
25	Mayo Clinic LinkedIn page	Obtained from LinkedIn.com; <i>see</i> FRE 801(d)	Reinken
26	K. Ostreich, <i>Mayo Clinic expands all three sites to meet growing demand for destination care</i> , Sept. 26, 2018	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken
27	J. McVeigh, <i>Mayo Clinic doubling the size of its Phoenix campus to meet patient demand</i> , Sept. 5, 2018	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken
28	Mayo Clinic's Responses to United States' Requests for Admission	FRCP 56(c)(1)	Weidler
29	Strategic Statements of Mayo Clinic	Obtained from Mayo Clinic's website; <i>see</i> FRE 801(d)	Reinken
30	M. Dacy, LET'S VISIT MAYO CLINIC WITH DR. JACK THE HELPING DOG	Book obtained by counsel from Amazon.com; <i>see</i> FRE 901(a), 801(d)	Weidler
31	Targeted Consumer Engagement Campaign Update	Obtained online; <i>see</i> FRE 801(d)	Weidler

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32	Summary Exhibit Table 1 – Summary of Selected Information from Form 990 Returns for years 2003, 2005, 2006, and 2007 for Mayo Clinic Rochester (MCR) and Mayo Clinic (MC)	Summary of voluminous documents that Mayo Clinic produced in discovery; <i>see</i> FRE 901(a), 1006	Reinken
33	Summary Exhibit Table 2 – Summary of Selected Information from Mayo Clinic's Form 990 Returns for years 2010, 2011, and 2012	Summary of voluminous documents that Mayo Clinic produced in discovery; <i>see</i> FRE 901(a), 1006	Reinken
34	Summary Table 6 – Summary of Mayo Clinic 2010 Form 990 Schedule J (Compensation Information)	Summary of voluminous documents that Mayo Clinic produced in discovery; <i>see</i> FRE 901(a), 1006	Reinken
35	Summary Table 3 – Summary of Enrollment in Mayo Clinic's School of Graduate Medical Education, Graduate School, Medical School, and School of Health Sciences	Summary of voluminous documents that Mayo Clinic produced in discovery; <i>see</i> FRE 901(a), 1006	Reinken
36	Summary Table 4 – Mayo Clinic Patient Data	Summary of voluminous documents that Mayo Clinic produced in discovery; <i>see</i> FRE 901(a), 1006	Reinken
37	Summary Table 5 – Mayo Clinic Employee Data	Summary of voluminous documents that Mayo Clinic produced in discovery; <i>see</i> FRE 901(a), 1006	Reinken
38	Screen shot showing the description of “The Mayo Difference” video	Obtained from Mayo Clinic’s website; <i>see</i> FRE 801(d)	Reinken
39	2003 Annual Report – Mayo Clinic	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
40	2005 Annual Report – Mayo Clinic	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
41	2006 Annual Report – Mayo Clinic	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler

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42	2007 Annual Report – Mayo Clinic	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
43	2009 Annual Report – Mayo Clinic	Obtained from Mayo Clinic’s website; <i>see</i> FRE 801(d)	Reinken
44	2010 Annual Report – Mayo Clinic	Obtained from Mayo Clinic’s website; <i>see</i> FRE 801(d)	Reinken
45	2011 Annual Report – Mayo Clinic	Obtained from Mayo Clinic’s website; <i>see</i> FRE 801(d)	Reinken
46	2012 Mayo Clinic’s Annual Report	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
47	2018 Annual Report- – Mayo Clinic	Obtained online; <i>see</i> FRE 801(d)	Reinken
48	2003 Form 990 – Mayo Foundation	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
49	2005 Form 990 – Mayo Clinic	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
50	2006 Form 990 – Mayo Clinic	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
51	2007 Form 990 – Mayo Clinic	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
52	2010 Form 990 – Mayo Clinic (parts 1 through 3)	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
53	2011 Form 990 – Mayo Clinic (parts 1 through 8)	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
54	2012 Form 990 – Mayo Clinic (parts 1 through 3)	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
55	2003 Form 990 – Mayo Clinic Rochester	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
56	2005 Form 990 – Mayo Clinic Rochester	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
57	2006 Form 990 – Mayo Clinic Rochester	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler

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58	2007 Form 990 – Mayo Clinic Rochester	Produced by Mayo Clinic in discovery; <i>see</i> FRE 901(a)	Weidler
59	Excerpt of deposition testimony of Mark A. Warner, M.D., in his individual capacity	FRCP 56(c)	Weidler

Conventionally filed Exhibits

No.	Exhibit	Admissibility	Declarant
C-1	Video: Yale School of Mgmt - Dacy and Noseworthy discuss Mission of the Clinic	Admitted by Mayo in response to USA request for admission nos. 41-46, 48 (USA Ex. 28); FRCP 56(c)(1)	N/A
C-2	Video: Noseworthy farewell interview broadcast on KROC 12/19/2018	Obtained from Mayo Clinic's website; FRE 801(d)	Reinken
C-3	Video: Noseworthy interview on TPT's <i>Almanac</i> 12/14/2018	Obtained from Mayo Clinic's website; FRE 801(d)	Reinken
C-4	Video: Yale School of Mgmt - Noseworthy on Health Care Delivery Improvement	Admitted by Mayo in response to USA request for admission nos. 34-36 (USA Ex. 28); FRCP 56(c)(1)	N/A
C-5	Video: Noseworthy's TEDx Talk at St. Mark's School	Obtained online; FRE 801(d)	Reinken
C-6	Video: Noseworthy and K. Burns on Squawkbox	Admitted by Mayo in response to USA request for admission nos. 26, 27 (USA Ex. 28); FRCP 56(c)(1)	N/A
C-7	Video: Noseworthy interview by Maria Bartiromo	Admitted by Mayo in response to USA request for admission no. 28 (USA Ex. 28); FRCP 56(c)(1)	N/A
C-8	Video: Noseworthy speech at Economic Club of Minnesota	Admitted by Mayo in response to USA request for admission nos. 37 (USA Ex. 28); FRCP 56(c)(1)	N/A
C-9	Video: J. Murphy's Downtown Rochester Campus Tour	Admitted by Mayo in response to USA request for admission nos. 13, 14 (USA Ex. 28); FRCP 56(c)(1)	N/A
C-10	Video: Mayo Effect 2009	Admitted by Mayo in response to USA request for admission nos. 22 (USA Ex. 28); FRCP 56(c)(1)	N/A
C-11	Video: Mayo Effect 2012	Admitted by Mayo in response to USA request for admission nos. 23	N/A

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		(USA Ex. 28); FRCP 56(c)(1)	
C-12	Video: Mayo Effect 2017	Admitted by Mayo in response to USA request for admission nos. 24, 25 (USA Ex. 28); FRCP 56(c)(1)	N/A
C-13	Audio: Noseworthy interviewed by T. Crann on MPR	Admitted by Mayo in response to USA request for admission nos. 29, 30 (USA Ex. 28); FRCP 56(c)(1)	N/A
C-14	Video: Noseworthy interview on TPT's <i>Almanac</i> 2/1/2013	Admitted by Mayo in response to USA request for admission nos. 31, 32 (USA Ex. 28); FRCP 56(c)(1)	N/A
C-15	Audio: Noseworthy interviewed by Roshini on WCCO	Admitted by Mayo in response to USA request for admission nos. 39, 40 (USA Ex. 28); FRCP 56(c)(1)	N/A
C-16	Video: Jeffrey Bolton speech to LifeScience Alley	Admitted by Mayo in response to USA request for admission nos. 38 (USA Ex. 28); FRCP 56(c)(1)	N/A
C-17	Video: Mayo television commercial - Road Trip	Obtained online; FRE 801(d)	Reinken
C-18	Video: Mayo television commercial - Train Ride	Obtained online; FRE 801(d)	Reinken
C-19	Video: The Mayo Difference	Obtained from Mayo Clinic's website; FRE 801(d)	Reinken
C-20	Audio: Noseworthy "exit interview" on MPR Dec. 2018	Obtained from Mayo Clinic's website; FRE 801(d)	Reinken
C-21	DVD: Ken Burns Presents The Mayo Clinic: Faith, Hope, Science	DVD obtained by counsel from Mayo Clinic's website; FRE 901(a), 801(d)	Weidler
C-22	The Mayo Clinic: Faith, Hope, Science (Companion Book)	Book obtained from Mayo Clinic's website; FRE 901(a), 801(d)	Weidler

May 3, 2019

Respectfully submitted,

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